

0003

Internal  
C0250005  
E  
#3452

**From:** Pete Hess  
**To:** Daron Haddock  
**Date:** Monday, January 04, 2010 11:45 AM  
**Subject:** Coal Hollow Houskeeping Documents

Daron...

The purpose of this E-mail is to let you know that I am comfortable with ACD's explanation of the need to ask for additional time from the Division to complete the requirements associated with rough backfilling and grading R645-301-553 when changing direction immediately following the coal recovery from Stage III / Pits 25 through 30. This "comfortable" is based upon the Permittees need to strip reserves from the adjacent Federal reserves to the west, which ACD claims to be actively pursuing.

A lot is pending on ACD obtaining those leases, but I feel their currently approved plan is adequate to protect the Division, yet allow enough flexibility within the plan to allow ACD to begin accessing the new Federal reserves. ACD will have a well established compliance history with us by then, and the assigned inspector will know whether ACD has a tendency to lag on their reclamation responsibilities or meet the commitments within their plan. A lot will depend on our assigned inspector to ensure that they are walking the walk and meeting their reclamation responsibilities.

I hope this e-mail is adequate to address any concerns which you may have had.